

05 OCT 2006

Attorney Dkt. No.: 039386-2277

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

SUBMISSION OF PETITIONS UNDER 37 C.F.R. § 1.47(a)

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include the following inventors as joint inventors of the above-identified application even though he/she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith.

Joana X. Li (Exhibit A)
Yan Lu (Exhibit B)
Amy D. Wilson (Exhibit C)
Ernestine A. Lee (Exhibit D)
Craig H. Ison (Exhibit E)
Ameena R. Gandhi (Exhibit F)
Rajagopal Gururajan (Exhibit G)
Michael B. Thornton (Exhibit H)
Danniel B. Nguyen (Exhibit I)
Soo Yean Lee (Exhibit J)
Anita Swarnaker (Exhibit K)
Joseph P. Marquis (Exhibit L)

The fee for the attached Petitions is \$130.00 per each inventor's Petition totaling \$1,560.00. A credit card payment is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By



Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

KINASES AND PHOSPHATASES

(Attorney Docket No. 039386-2277)

the specification of which (check one)

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THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

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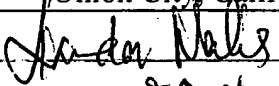
Michele M. Simkin
FOLEY & LARDNER LLP
Customer Number: 22428

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 Name of inventor 3	 Thomas W. Richardson
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Post Office Address	616 Redwood Avenue Redwood City, CA 94061
Inventor's signature	
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 Name of inventor 4	 Joseph P. Marquis
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Name of inventor 6	April J. A. Hafalia
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Name of inventor 8	Narinder K. Chawla-Walia
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Name of inventor 9	_____ Mariah R. Baughn
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Name of inventor 12	_____ Henry Yue
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Inventor's signature

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Name of inventor 24

Amy D. Wilson

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Inventor's signature

Date

Name of inventor 25

Pei Jin

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Palo Alto, California

Citizenship

United States

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Palo Alto, CA 94306

Inventor's signature

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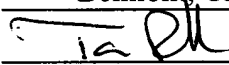
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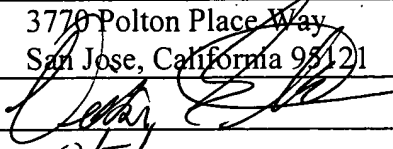
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Post Office Address	30 Portola Drive San Francisco, California 94131
Inventor's signature	
Date	
Name of inventor 6	April J. A. Hafalia
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Citizenship	US
Post Office Address	15 Midvale Drive Dale City, CA 94015
Inventor's signature	
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Name of inventor 7	Shanya D. Becha
Residence	San Francisco, California
Citizenship	United States
Post Office Address	300 Third Street #921 San Francisco, California 94107
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Name of inventor 8	Narinder K. Chawla-Walia
Residence	Union City, California
Citizenship	United States
Post Office Address	33 Union Square #712 Union City, California 94587
Inventor's signature	
Date	

Name of inventor 9	_____ Mariah R. Baughn
Residence	_____ Los Angeles, California
Citizenship	_____ United States
Post Office Address	_____ 8547 W. Horner Street Los Angeles, CA 90035
Inventor's signature	_____
Date	_____
Name of inventor 10	_____ Soo Yeun Lee
Residence	_____ Mountain View, California
Citizenship	_____ United States
Post Office Address	_____ 100 N. Whisman Road, #513 Mountain View, California 94043
Inventor's signature	_____
Date	_____
Name of inventor 11	_____ Uyen K. Tran
Residence	_____ San Jose, California
Citizenship	_____ United States
Post Office Address	_____ 2638 Mabury St. San Jose, California 95133
Inventor's signature	_____
Date	_____
Name of inventor 12	_____ Henry Yue
Residence	_____ Sunnyvale, California
Citizenship	_____ United States
Post Office Address	_____ 826 Louis Avenue Sunnyvale, CA 94087
Inventor's signature	_____
Date	_____

Name of inventor 13	Danniel B. Nguyen
Residence	San Jose, California
Citizenship	United States
Post Office Address	4922 Arnica Court San Jose, CA 95111
Inventor's signature	
Date	

Name of inventor 14	Michael B. Thornton
Residence	Oakland, CA
Citizenship	United States
Post Office Address	7915 Sunkist Drive Oakland, CA 94605
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Name of inventor 15	Rajagopal Gururajan
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Name of inventor 25	Pei Jin
Residence	Palo Alto, California
Citizenship	United States
Post Office Address	320 Curtner Avenue #D Palo Alto, CA 94306
Inventor's signature	
Date	

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(Attorney Docket No. 039386-2277)

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I request that all correspondence be directed to:

Michele M. Simkin
FOLEY & LARDNER LLP
Customer Number: 22428

Telephone: (202) 672-5538
Facsimile: (202) 672-5399

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Citizenship	United States
Post Office Address	12650 Orella Court Saratoga, CA 95070
Inventor's signature	<i>Reena Khare</i>
Date	8/30/06
Name of inventor 3	Thomas W. Richardson
Residence	Redwood City, California
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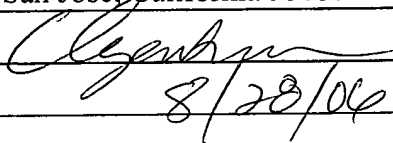
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I HEREBY APPOINT the registered attorneys and agents at Customer Number

22428

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I request that all correspondence be directed to:

Michele M. Simkin
FOLEY & LARDNER LLP
Customer Number: 22428

Telephone: (202) 672-5538
Facsimile: (202) 672-5399

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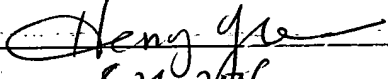
Name of inventor 1	Vicki S. Elliott
Residence	San Jose, California
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Post Office Address	3770 Polton Place Way San Jose, California 95121
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Residence	_____ Los Angeles, California
Citizenship	_____ United States
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Name of inventor 10	_____ Soo Yeun Lee
Residence	_____ Mountain View, California
Citizenship	_____ United States
Post Office Address	_____ 100 N. Whisman Road, #513 Mountain View, California 94043
Inventor's signature	_____
Date	_____
Name of inventor 11	_____ Uyen K. Tran
Residence	_____ San Jose, California
Citizenship	_____ United States
Post Office Address	_____ 2638 Mabury St. San Jose, California 95133
Inventor's signature	_____
Date	_____
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Inventor's signature	_____ 
Date	_____ 8-21-2006

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Name of inventor 24	Amy D. Wilson
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Name of inventor 25

Pei Jin

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KINASES AND PHOSPHATASES

(Attorney Docket No. 039386-2277)

the specification of which (check one)

_____ is attached hereto.

 X was filed on 10/31/2005 as United States Application Number or PCT International Application Number 10/554,917 and was amended on _____ (if applicable).

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THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?

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60/476,408	06/05/2003
60/494,656	08/12/2003
60/524,415	11/20/2003
60/528,750	12/10/2003

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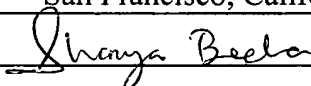
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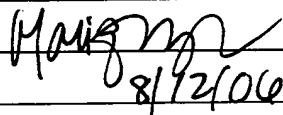
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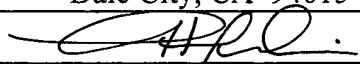
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Residence	Encino, California
Citizenship	United States
Post Office Address	5301 Newcastle Avenue #30 Encino, CA 91316
Inventor's signature	
Date	

Name of inventor 25

Pei Jin

Residence

Palo Alto, California

Citizenship

United States

Post Office Address

320 Curtner Avenue #D
Palo Alto, CA 94306

Inventor's signature

Pei Jin

Date

8.14.2006

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

KINASES AND PHOSPHATASES

(Attorney Docket No. 039386-2277)

the specification of which (check one)

 is attached hereto.

 X was filed on 10/31/2005 as United States Application Number or PCT International Application Number 10/554,917 and was amended on (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/467,491	04/30/2003
60/469,441	05/09/2003
60/476,408	06/05/2003
60/494,656	08/12/2003
60/524,415	11/20/2003
60/528,750	12/10/2003

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this

application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number
	PCT/US2004/009215	03/24/2004	

I HEREBY APPOINT the registered attorneys and agents at Customer Number

22428

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Michele M. Simkin
FOLEY & LARDNER LLP
Customer Number: 22428

Telephone: (202) 672-5538
Facsimile: (202) 672-5399

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of inventor 1	Vicki S. Elliott
Residence	San Jose, California
Citizenship	United States
Post Office Address	3770 Polton Place Way San Jose, California 95121
Inventor's signature	
Date	
Name of inventor 2	Reena Khare
Residence	Saratoga, California
Citizenship	United States
Post Office Address	12650 Orella Court Saratoga, CA 95070
Inventor's signature	
Date	
Name of inventor 3	Thomas W. Richardson
Residence	Redwood City, California
Citizenship	United States
Post Office Address	616 Redwood Avenue Redwood City, CA 94061
Inventor's signature	
Date	
Name of inventor 4	Joseph P. Marquis
Residence	Williamsville, NY
Citizenship	United States
Post Office Address	4138 Stonegate Drive Williamsville, NY 14221
Inventor's signature	
Date	

Name of inventor 5	Anita Swarnakar
Residence	San Francisco, California
Citizenship	Canada
Post Office Address	30 Portola Drive San Francisco, California 94131
Inventor's signature	
Date	
Name of inventor 6	April J. A. Hafalia
Residence	Dale City, California
Citizenship	US
Post Office Address	15 Midvale Drive Dale City, CA 94015
Inventor's signature	
Date	
Name of inventor 7	Shanya D. Becha
Residence	San Francisco, California
Citizenship	United States
Post Office Address	300 Third Street #921 San Francisco, California 94107
Inventor's signature	
Date	
Name of inventor 8	Narinder K. Chawla-Walia
Residence	Union City, California
Citizenship	United States
Post Office Address	33 Union Square #712 Union City, California 94587
Inventor's signature	
Date	

Name of inventor 9	Mariah R. Baughn
Residence	Los Angeles, California
Citizenship	United States
Post Office Address	8547 W. Horner Street Los Angeles, CA 90035
Inventor's signature	
Date	
Name of inventor 10	Soo Yeun Lee
Residence	Mountain View, California
Citizenship	United States
Post Office Address	100 N. Whisman Road, #513 Mountain View, California 94043
Inventor's signature	
Date	
Name of inventor 11	Uyen K. Tran
Residence	San Jose, California
Citizenship	United States
Post Office Address	2638 Mabury St. San Jose, California 95133
Inventor's signature	
Date	
Name of inventor 12	Henry Yue
Residence	Sunnyvale, California
Citizenship	United States
Post Office Address	826 Louis Avenue Sunnyvale, CA 94087
Inventor's signature	
Date	

Name of inventor 13 Danniell B. Nguyen

Residence San Jose, California

Citizenship United States

Post Office Address 4922 Arnica Court
San Jose, CA 95111

Inventor's signature

Date

Name of inventor 14 Michael B. Thornton

Residence Oakland, CA

Citizenship United States

Post Office Address 7915 Sunkist Drive
Oakland, CA 94605

Inventor's signature

Date

Name of inventor 15 Rajagopal Gururajan

Residence San Jose, California

Citizenship United States

Post Office Address 5591 Dent Avenue
San Jose, CA 95118

Inventor's signature

Date

Name of inventor 16 Ameena R. Gandhi

Residence San Francisco, California

Citizenship United States

Post Office Address 705 5th Avenue
San Francisco, CA 94118

Inventor's signature

Date

Name of inventor 17

Yan Lu

Residence

Mountain View, CA

Citizenship

United States

Post Office Address

49 Showers Drive #110
Mountain View, CA 94040

Inventor's signature

Date

Name of inventor 18

Monique G. Yao

Residence

Mountain View, CA

Citizenship

United States

Post Office Address

111 Frederick Court
Mountain View, CA 94043

Inventor's signature

Date

Name of inventor 19

Joana X. Li

Residence

Millbrae, CA

Citizenship

United States

Post Office Address

1017 Magnolia Avenue #8
Millbrae, CA 94030

Inventor's signature

Date

Name of inventor 20

Wen Luo

Residence

San Diego, California

Citizenship

CN

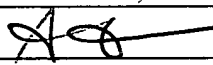
Post Office Address

5003 Ruelle De Mer
San Diego, CA 92130

Inventor's signature

Date

Name of inventor 21	Ernestine A. Lee
Residence	Kensington, California
Citizenship	United States
Post Office Address	226 Arlington Avenue Kensington, CA 94707
Inventor's signature	
Date	

Name of inventor 22	Ian J. Forsythe
Residence	Edmonton, Canada
Citizenship	US
Post Office Address	369 Reeves Way Edmonton, Alberta, Canada T6R 2C1
Inventor's signature	
Date	11 August 2006

Name of inventor 23	Craig H. Ison
Residence	San Jose, California
Citizenship	United States
Post Office Address	1242 Weathersfield Way San Jose, CA 95118
Inventor's signature	
Date	

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Post Office Address	320 Curtner Avenue #D Palo Alto, CA 94306
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KINASES AND PHOSPHATASES

(Attorney Docket No. 039386-2277)

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U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number
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22428

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Michele M. Simkin
FOLEY & LARDNER LLP
Customer Number: 22428

Telephone: (202) 672-5538
Facsimile: (202) 672-5399

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Name of inventor 1	Vicki S. Elliott
Residence	San Jose, California
Citizenship	United States
Post Office Address	3770 Polton Place Way San Jose, California 95121
Inventor's signature	
Date	
Name of inventor 2	Reena Khare
Residence	Saratoga, California
Citizenship	United States
Post Office Address	12650 Orella Court Saratoga, CA 95070
Inventor's signature	
Date	
Name of inventor 3	Thomas W. Richardson
Residence	Redwood City, California
Citizenship	United States
Post Office Address	616 Redwood Avenue Redwood City, CA 94061
Inventor's signature	
Date	
Name of inventor 4	Joseph P. Marquis
Residence	Williamsville, NY
Citizenship	United States
Post Office Address	4138 Stonegate Drive Williamsville, NY 14221
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Name of inventor 5 Anita Swarnakar
Residence San Francisco, California
Citizenship Canada
Post Office Address 30 Portola Drive
San Francisco, California 94131

Inventor's signature
Date

Name of inventor 6 April J. A. Hafalia
Residence Dale City, California
Citizenship US
Post Office Address 15 Midvale Drive
Dale City, CA 94015

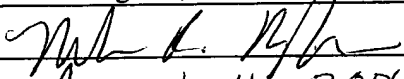
Inventor's signature
Date

Name of inventor 7 Shanya D. Becha
Residence San Francisco, California
Citizenship United States
Post Office Address 300 Third Street #921
San Francisco, California 94107

Inventor's signature
Date

Name of inventor 8 Narinder K. Chawla-Walia
Residence Union City, California
Citizenship United States
Post Office Address 33 Union Square #712
Union City, California 94587

Inventor's signature
Date

Name of inventor 9	Mariah R. Baughn
Residence	Los Angeles, California
Citizenship	United States
Post Office Address	8547 W. Horner Street Los Angeles, CA 90035
Inventor's signature	
Date	August 11, 2006
Name of inventor 10	Soo Yeun Lee
Residence	Mountain View, California
Citizenship	United States
Post Office Address	100 N. Whisman Road, #513 Mountain View, California 94043
Inventor's signature	
Date	
Name of inventor 11	Uyen K. Tran
Residence	San Jose, California
Citizenship	United States
Post Office Address	2638 Mabury St. San Jose, California 95133
Inventor's signature	
Date	
Name of inventor 12	Henry Yue
Residence	Sunnyvale, California
Citizenship	United States
Post Office Address	826 Louis Avenue Sunnyvale, CA 94087
Inventor's signature	
Date	

Name of inventor 13

Danniel B. Nguyen

Residence

San Jose, California

Citizenship

United States

Post Office Address

4922 Arnica Court
San Jose, CA 95111

Inventor's signature

Date

Name of inventor 14

Michael B. Thornton

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Oakland, CA

Citizenship

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Post Office Address

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Oakland, CA 94605

Inventor's signature

Date

Name of inventor 15

Rajagopal Gururajan

Residence

San Jose, California

Citizenship

United States

Post Office Address

5591 Dent Avenue
San Jose, CA 95118

Inventor's signature

Date

Name of inventor 16

Ameena R. Gandhi

Residence

San Francisco, California

Citizenship

United States

Post Office Address

705 5th Avenue
San Francisco, CA 94118

Inventor's signature

Date

Name of inventor 17	Yan Lu
Residence	Mountain View, CA
Citizenship	United States
Post Office Address	49 Showers Drive #110 Mountain View, CA 94040
Inventor's signature	
Date	

Name of inventor 18	Monique G. Yao
Residence	Mountain View, CA
Citizenship	United States
Post Office Address	111 Frederick Court Mountain View, CA 94043
Inventor's signature	
Date	

Name of inventor 19	Joana X. Li
Residence	Millbrae, CA
Citizenship	United States
Post Office Address	1017 Magnolia Avenue #8 Millbrae, CA 94030
Inventor's signature	
Date	

Name of inventor 20	Wen Luo
Residence	San Diego, California
Citizenship	CN
Post Office Address	5003 Ruelle De Mer San Diego, CA 92130
Inventor's signature	
Date	

Name of inventor 21

Ernestine A. Lee

Residence

Kensington, California

Citizenship

United States

Post Office Address

226 Arlington Avenue
Kensington, CA 94707

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Edmonton, Canada

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Name of inventor 25

Pei Jin

Residence

Palo Alto, California

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United States

Post Office Address

320 Curtner Avenue #D
Palo Alto, CA 94306

Inventor's signature

Date

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

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www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Joana X. Li
1017 Magnolia Avenue #8
Millbrae, CA 94030

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Ms. Li:

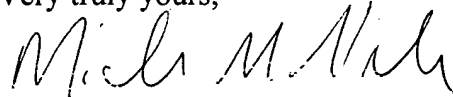
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Joana X. Li

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Joana X. Li as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Joana X. Li to join in the subject application, as well as her last known address.

10/11/2006 MKAYPAGH 00000114 10554917

04 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Joana X. Li is: 1017 Magnolia Avenue, Millbrae, California 94030.
3. The following attempts were made to contact Ms. Li to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Joana X. Li from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Ms. Li's return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on August 10, 2006) are attached. See Attached at Tab A.

b. An internet search was performed on the telephone number and last known address of Ms. Li. See attached at Tab B.

c. On October 3, 2006, at 2:43 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Ms. Li at the number on record. The telephone number is disconnected. See attached Affidavit of Stella Walker at Tab C.

d. As of the date of this petition, no signed documents have been received from Ms. Li.

4. In view of the attempts made to contact Ms. Li to execute the Declaration in connection with the subject application, it is apparent that Ms. Li is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date Oct 5, 2006

By Michele M. Simkin

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

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Number

8585 6318 9389

1 From Please print (do not type) and

Date 8/7/06 Sender's FedEx Account Number 0200-5302-0

Sender's Name Michele Smolin Phone (202) 672-5410

Company FOLEY & LARDNER LLP

Address 3000 K ST NW STE 500

City WASHINGTON State DC ZIP 20007-5111

2 Your Internal Billing Reference 39386-2277

3 To Recipient's Name Joana X. Li Phone (650) 692-3667

Company

Recipient's Address 1017 Magnolia Ave

Address #8

City Millbrae State CA ZIP 94030

0340802478

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☒ **FedEx Envelope** ☐ **FedEx Pak** ☐ **FedEx Box** ☐ **Other**

6 Special Handling

☐ **SATURDAY Delivery** ☐ **HOLD Weekday** ☐ **HOLD Saturday**

☐ **NOT AVAILABLE for** ☐ **at FedEx Location** ☐ **Available ONLY for**

☐ **at FedEx Location** ☐ **FedEx Priority Overnight** ☐ **FedEx 2Day Freight**

☐ **No** ☐ **Yes** ☐ **Dry Ice** ☐ **Cargo Aircraft Only**

7 Payment Bill to: ☒ **Sender** ☐ **Recipient** ☐ **Third Party** ☐ **Credit Card** ☐ **Cash/Check**

8 NEW Residential Delivery Signature Options

☐ **No Signature Required** ☐ **Direct Signature** ☐ **Indirect Signature**

Total Packages **Total Weight** **Total Declared Value**

Rev. Date 1/05-Pref 1/02/05-2005 FedEx-PRINTED IN U.S.A.-SBS

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Track Shipments

[Printable Version](#)[Quick Help](#)

Detailed Results

Tracking number	858563189389	Reference	39386-2277
Signed for by	Signature release on file	Delivered to	Residence
Ship date	Aug 9, 2006	Service type	Priority Pak
Delivery date	Aug 10, 2006 9:14 AM	Weight	2.0 lbs.
Status	Delivered		

Wrong Address?Reduce future mistal
[FedEx Address Cher](#)Tracking a FedEx Sr
Shipment?
Go to [shipper login](#)

Date/Time	Activity	Location	Details
Aug 10, 2006	9:14 AM	Delivered	Left at front door. Package delivered to recipient address - release authorized
	7:59 AM	On FedEx vehicle for delivery	
	7:16 AM	At local FedEx facility	
	4:07 AM	At dest sort facility	
	3:10 AM	Departed FedEx location	
Aug 9, 2006	11:34 PM	Arrived at FedEx location	
	9:13 PM	Left origin	
	5:52 PM	Picked up	

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Subscribe to tracking updates (optional)

Your Name:

Your Email Address:

Email address

Language

Exception
updatesDelivery
updates☐☐☐☐☐☐☐☐Select format: ☒ HTML ☐ Text ☐ Wireless

Add personal message:

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OR

Reverse Phone Number Search:

() -

First Name:

Last Name:

Joana

Li

City:

State:

Zip:

Davis

CA

☐ Public Records ☒ White Pages

GO GET IT!

Lycos White Pages Returned 0 Results.

Try revising your search:

- Check your spelling, including any abbreviations
- Broaden your search by using fewer search fields
- If you know the first few letters of a name, enter those letters and then a wildcard (*).
For example amb* or hig*

Search Public Records for Joana Li?

First Name: Joana

Last Name: Li

Search

City: Davis

State: CA

Search by: [Maiden Name](#) | [Social Security Number](#)Powered by USSearch

1 search results for "Joana Li" from USSearch.com**Name****City****State****Profile**[Joana Li](#)

Davis

CA

[Details](#)[View More Results](#)

Ads by Google**Davis, CA Injury Lawyer**

Penney Law Firm Represents Serious Injury
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www.PenneyLaw.com

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Get a \$200,000 Mortgage for Under \$644/Month!

Classmates.com
Find old friends and reconnect with them!

Quicken Loans
Get a \$150,000 loan for \$745 a month.

W3 Data
Reach new customers in your area!

Reunion.com
Find Anyone's Email Address



Google WEB SEARCH

FIND A PERSON

Last Name <i>Required</i>	First Name	Street
<input type="text" value="Li"/>	<input type="text" value="Joana Xiangjuan"/>	<input type="text"/>
<small>TIP: Try the 1st 4 letters</small>	<small>TIP: Try just the 1st letter</small>	<small>TIP: Don't include St, Ave, etc</small>
City	State	Zip
<input type="text" value="Millbrae"/>	<input type="text" value="CA"/>	<input type="text"/>
<input type="button" value="SEARCH"/>		

You searched for: Joana Xiangjuan Li in Millbrae CA

◀ PREVIOUS | NEXT ▶

Can't find Joana Xiangjuan Li? Try [Classmates.com!](#)

[Joana Xiangjuan Li](#) is in our database. [FREE Preview Search.](#)

➤ [Find a Nearby Business](#)

Unable to return results...

Reason: The Last Name is incomplete or missing.

- We searched on **Joana Xiangjuan Li** in **Millbrae CA** however; the Last Name is needed to complete the search.

Possible solutions: Please alter your search information using one of the following (in priority order).

1. Make sure the Last Name has at least 3 characters.

Please try your search again based on one of the possible solutions using the form above.

U028

◀ PREVIOUS | NEXT ▶

[View Email Results for Joana+Xiangjuan Li](#)

SPONSORED LINKS

- | | |
|----------------------------------|---------------------------------|
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| ➤ Research Your Family Tree | ➤ Get Your Home's Value |
| ➤ Get your Free Credit Report | ➤ Find a Great Job in Your Area |
| ➤ View Homes for Sale Nationwide | ➤ Great Deals at Cingular |
| ➤ Find your Soul Mate | ➤ Send an eCard to someone |

Adver



*Results Not Typical





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Mortgage for Under
\$644/Month!

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reconnect with them!

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Get a \$150,000 loan for
\$745 a month.

W3 Data
Reach new customers in
your area!

Reunion.com
Find Anyone's Email
Address



Google WEB SEARCH

FIND A BUSINESS OR PERSON BY PHONE NUMBER

Area Code Required Telephone Number Required

TIP: Cell phone numbers are not available

You searched for: 6923667 in 650
[Try Searching Public Records!](#)

◀ PREVIOUS | NEXT ▶

6506923667 is in our Database. Instant Results.

[Looking for someone? Try Classmates.com!](#)

[Current Info Available for 6506923667 - Click Here!](#)

Unable to return results...

Reason: No listings were found.

- We searched on **6923667** in **650** however; we could not find any listings to display.

Possible solution: Please check your search information.

1. Check to see if your information was entered correctly. Make sure the Area Code is 3 digits and the Telephone Number is 7 digits.
2. Or, the listing you're looking for is a non-published listing. Non-published listings are not contained within the database.

Please try your search again based on the possible solution using the form above.

U002

◀ PREVIOUS | NEXT ▶

SPONSORED LINKS

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- Get your Free Credit Report
- View Homes for Sale Nationwide
- Find your Soul Mate
- Find Anyone's Email
- Get Your Home's Value
- Find a Great Job in Your Area
- Great Deals at Cingular
- Send an eCard to someone



*Results Not
Typical



JILL
MICH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

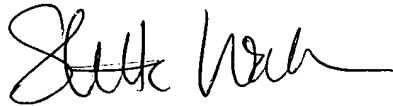
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

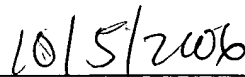
I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

I declare that I attempted to contact Ms. Joana X. Li by telephone, and the telephone number that we have for Ms. Li, has been disconnected. I have searched for other telephone numbers and addresses for Ms. Li, and I have not been able to find any.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature



Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Yan Lu

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Yan Lu as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Yan Lu to join in the subject application, as well as his last known address.

10/11/2006 MKAYPAGH 00000114 10554917

05 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Yan Lu: 49 Showers Drive #110, Mountain View, California 94040.
3. The following attempts were made to contact Mr. Lu to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Yan Lu from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Lu's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was returned to sender, on August 17, 2006) are attached. See Attached at Tab A.

b. An internet search was performed on the telephone number and last known address of Mr. Lu. See attached at Tab B, in hopes to find another address.

c. On October 4, 2006, at 6:43 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Lu at the number on record. The telephone number had been changed to a new number. When Stella Walker called the new number, she was told that there is no one with that name associated with that number. See attached Affidavit of Stella Walker at Tab C.

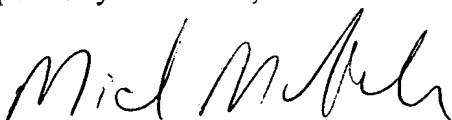
4. In view of the attempts made to contact Mr. Lu to execute the Declaration in connection with the subject application, it is apparent that Mr. Lu is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

By _____

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 5
WASHINGTON, D.C. 20007-514
202.672.5300 TEL
202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Yan Lu
49 Showers Drive #110
Mountain View, CA 94040

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Lu:

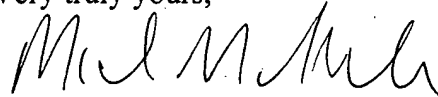
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
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Tracking number 858563189345
Ship date Aug 9, 2006

Reference 39386-2277
Service type Priority Pak
Weight 2.0 lbs.

[Wrong Address?](#)

Reduce future mistal
[FedEx Address Cher](#)

Status Delivery exception

Tracking a FedEx Sr
 Shipment?
 Go to [shipper login](#)

Date/Time	Activity	Location	Details
Aug 17, 2006 11:12 AM	Package returned to shipper	SUNNYVALE, CA	Return tracking number: 791527061680
Aug 10, 2006 11:52 AM	At local FedEx facility	SUNNYVALE, CA	
8:47 AM	Delivery exception	SUNNYVALE, CA	Incorrect address
7:47 AM	At dest sort facility	SAN JOSE, CA	
7:32 AM	At local FedEx facility	SUNNYVALE, CA	
6:49 AM	At dest sort facility	SAN JOSE, CA	
4:24 AM	Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006 11:34 PM	Arrived at FedEx location	MEMPHIS, TN	
9:13 PM	Left origin	WASHINGTON, DC	
5:52 PM	Picked up	WASHINGTON, DC	

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Language

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updatesDelivery
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☐

 Select format: ☒ HTML ☐ Text ☐ Wireless

Add personal message:

FedEx | Ship Manager | Label 7915 2706 1680

Page 1 of 1

From: Origin ID: (800)463-3339
FEDEX RETURNS
FEDERAL EXPRESS
1286 LAWRENCE STATION ROAD
SUNNYVALE, CA 94089



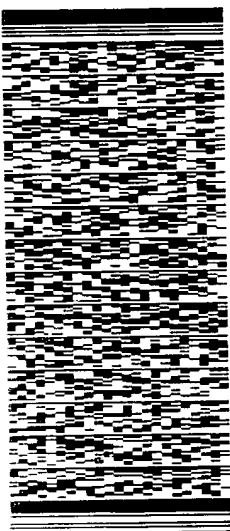
CLASS 2964/17/22

SHIP TO: (202)672-5410

BILL RECIPIENT

michele sinker
foley & lardner llp
3000 k st ne ste 500

washington, DC 20007



Ship Date: 17AUG06

AdmWgt: 1 LB

System#: 3152050/NET2800

Account#: S *****

REF: TS 858563189345



Delivery Address Bar Code

EXPRESS SAVER PACKAGE

TUE

Deliver By:

22AUG06

TRK# 7915 2706 1680

FORM
0201

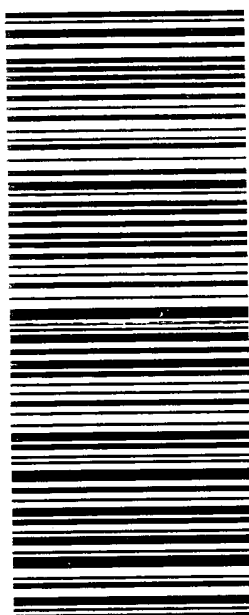
IAD

A1

20007

-DC-US

SA DCAA



FedEx® US Airbill
Express

FedEx
Tracking
Number

8585 6318 9345

1 From Please print and press hard.
Date 8-7-06 Sender's FedEx
Account Number 0200-5302-0
Sender's Name Michele Smber Phone (202) 672-5410
Company FOLEY & LARDNER LLP
Address 3000 K ST NW STE 500
City WASHINGTON State DC ZIP 20007-5111
Day/Even/Shift/Room

2 Your Internal Billing Reference 39386-2877
3 To Recipient's Name Yan Lu Phone (659) 623-0818
Company

Recipient's Address 49 Showers Drive
We cannot deliver to P.O. boxes or F.O. codes.
Address #160
To request a package be held at a specific FedEx location, print FedEx address here.
City Mountain View State CA ZIP 94040
Day/Even/Shift/Room

0340802478



Form 423
0215
Sender's Copy

4a Express Package Service
☒ FedEx Priority Overnight
Next business day morning delivery to select locations.
Saturday Delivery NOT available.
☐ FedEx Standard Overnight
Next business afternoon delivery to select locations.
Saturday Delivery NOT available.
☐ FedEx 2Day
Second business day.
Third business day.
Saturday Delivery NOT available.
☐ FedEx Express Saver
Third business day.
Saturday Delivery NOT available.
* To most locations.

4b Express Freight Service
☐ FedEx 1Day Freight
Next business day.
Saturday Delivery NOT available.
☐ FedEx 2Day Freight
Second business day.
Saturday Delivery NOT available.
☐ FedEx 3Day Freight
Third business day.
Saturday Delivery NOT available.
* To most locations.

5 Packaging
☒ FedEx Envelope
Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sure Pak.
☐ FedEx Pak
Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sure Pak.
☐ FedEx Box
☐ FedEx Tube
☐ Other
Declared value limit \$200.

6 Special Handling
☐ SATURDAY Delivery
FedEx Standard Overnight, FedEx First Overnight, Saver, or FedEx 3Day Freight.
Does this shipment contain dangerous goods?
☐ No ☐ Yes
If Yes, specify: ☐ Shipper's Declaration ☐ Shipper's Declaration
Dangerous goods (including dry ice) cannot be shipped in FedEx packages.
☐ HOLD Weekday at FedEx Location
☐ HOLD Saturday at FedEx Location
Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

7 Payment Bill to:
☒ Sender
FedEx Acct. No. in Section 7 will be billed.
☐ Recipient
☐ Third Party
☐ Credit Card
☐ Cash/Check
FedEx Acct. No. _____ Exp. Date _____
Credit Card No. _____

Total Packages Total Weight Total Declared Value \$ 00
FedEx Use Only

8 NEW Residential Delivery Signature Options
If you require a signature, check Direct or Indirect.
☐ No Signature
☐ Direct Signature
Recipient's address may not be used for delivery. Few applies.
☐ Indirect Signature
Recipient's address may not be used for delivery. Few applies.
Signature for delivery.

Rev. Date 1/05/04 FedEx Form 423 (Rev. 1/04) - 2005 FedEx-PRINTED IN U.S.A.-SBS



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Results: 29 listings matching "LU, Y, Mountain View, CA"
 8 non-published listings
 1 older listing ([view](#))

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LU, YANPING more info

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[Find Listing On Y](#)

LU, YAO H more info

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[Find Listing On Y](#)

LU, YEE more info

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Cupertino, CA 95014-0622
(408) 255-5545

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[Find Listing On Y](#)

LU, YEH W more info

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San Jose, CA 95129-4721
(408) 257-1706

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LU, YEN-WEN more info

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Los Altos Hills, CA 94024-4634
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 (408) 941-2168
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(650) 623-0818 is a land line based in Mount View, CA

The registered service provider is Pacific Bell**.

Detailed listing information is not available.

Search Suggestion

- 623-0818, CA

Reverse Phone Number Search

Phone Number *

(650) 623-0818

(e.g. "212-123-4567")

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Results 1-1 of 1 for (650) 623-0818 ...

Name	Address	City, State ZIP	Phone #	
Pending	Pending	Mount View, CA	(650) 623-0818	Investigate

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... **Plus 100s of other uses!**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780


AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

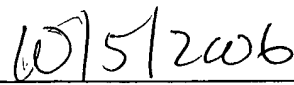
I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

I declare that on October 4, 2006, at 6:43 p.m., I attempted to contact Mr. Yan Lu by telephone, and the telephone number that we have for Mr. Lu, has been changed to a new number. When I called the new telephone number, I was told that no one by that name can be reached at that number.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature



Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Amy Wilson

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Amy Wilson as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Amy Wilson to join in the subject application, as well as her last known address.

10/11/2006 MKAYPAGH 00000114 10554917

06 FC:1464

130.00 OP

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Amy Wilson is: 5301 Newcastle Avenue, #30, Encino, California 91316.
3. The following attempts were made to contact Ms. Wilson to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Amy Wilson from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Ms. Wilson's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was delivered) are attached. See Attached at Tab A.

b. Attached are internet searches to find another telephone number for Amy Wilson. No other telephone number was found. See Tab B.

c. On October 4, 2006, at 7:17 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Ms. Wilson at the telephone number on record. The telephone has been disconnected. See attached Affidavit of Stella Walker at Tab C.

4. In view of the attempts made to contact Ms. Wilson to execute the Declaration in connection with the subject application, it is apparent that Ms. Wilson is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By 

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 5
WASHINGTON, D.C. 20007-514
202.672.5300 TEL
202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Amy D. Wilson
5301 Newcastle Avenue #30
Encino, CA 91316

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Ms. Wilson:

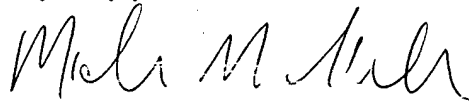
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
Enclosures

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Express

8585 6318 9367

1 From Please print and press hard.

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Sender's Name Michele Simkin Phone (202) 672-5410

Company FOLEY & LARDNER, LLP

Address 3000 K ST NW STE 500

City WASHINGTON State DC ZIP 20007-5111

2 Your Internal Billing Reference 393860277

3 To Recipient's Name Amy Wilson Phone 650,631-0343

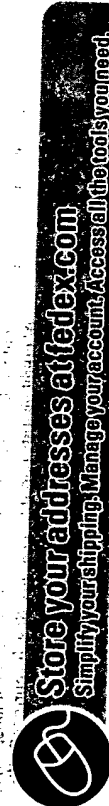
Company

Recipient's Address 5301 Newcastle Ave

Address # 30

City Encino State CA ZIP 91316

0340802478



Sender's Copy

4a Express Package Service

☒ FedEx Priority Overnight ☐ FedEx Standard Overnight ☐ FedEx First Overnight

☐ FedEx 2Day ☐ FedEx Express Saver ☐ FedEx 3Day Freight

4b Express Freight Service ☐ FedEx 1Day Freight ☐ FedEx 2Day Freight ☐ FedEx 3Day Freight

5 Packaging ☒ FedEx Envelope ☐ FedEx Pak ☐ FedEx Box ☐ FedEx Tube ☐ Other

6 Special Handling ☐ SATURDAY Delivery ☐ HOLD Weekday ☐ HOLD Saturday

7 Payment Bill to ☒ Sender ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

Total Packages Total Weight Total Declared Value

8 NEW Residential Delivery Signature Options

No Signature Required ☐ Direct Signature ☐ Indirect Signature

9 Signature ☐ Signature ☐ Signature

10 Signature ☐ Signature ☐ Signature

11 Signature ☐ Signature ☐ Signature

12 Signature ☐ Signature ☐ Signature

13 Signature ☐ Signature ☐ Signature

14 Signature ☐ Signature ☐ Signature

15 Signature ☐ Signature ☐ Signature

16 Signature ☐ Signature ☐ Signature

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Tracking number 858563189367
Signed for by Signature release on file
Ship date Aug 9, 2006
Delivery date Aug 10, 2006 10:13 AM
Status Delivered

Reference 39386-2277
Delivered to Residence
Service type Priority Pak
Weight 2.0 lbs.

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Date/Time	Activity	Location	Details
Aug 10, 2006 10:13 AM	Delivered		Left at front door. Package delivered to recipient address - release authorized
8:13 AM	On FedEx vehicle for delivery	NORTH HILLS, CA	
7:55 AM	At local FedEx facility	NORTH HILLS, CA	
6:17 AM	At dest sort facility	BURBANK, CA	
4:03 AM	Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006 11:34 PM	Arrived at FedEx location	MEMPHIS, TN	
9:13 PM	Left origin	WASHINGTON, DC	

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(650) 631-0343, CA is a land line based in San Carlos-Belmont, CA

The registered service provider is Pacific Bell**.

Detailed listing information is not available.

Reverse Phone Search by State or Province

State or Province *

California ☐

Phone Number *

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

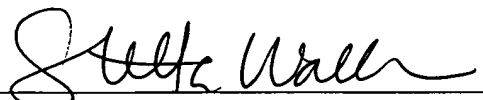
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On October 4, 2006, at 7:17 p.m., I declare that I attempted to contact Ms. Amy Wilson by telephone, and the telephone number that we have for Ms. Wilson, has been disconnected. I have searched for other telephone numbers and addresses for Ms. Wilson, and I have not been able to find any.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/5/2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
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Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Ernestine Lee

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Ernestine Lee as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ernestine Lee to join in the subject application, as well as her last known address.

10/11/2006 MKAYPAGH 00000114 10554917

07 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Ernestine Lee is: 226 Arlington Avenue, Kensington, California 94707.
3. The following attempts were made to contact Ms. Lee to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ernestine Lee from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Ms. Lee's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was delivered) are attached. See Attached at Tab A.

b. Attached is an internet search confirming the address and telephone number of Ernestine Lee. See Tab B.

c. On October 4, 2006, at 7:53 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Ms. Lee at the telephone number on record. The telephone was not answered and there is no answering machine to leave a message. See attached Affidavit of Stella Walker at Tab C.

4. In view of the attempts made to contact Ms. Lee to execute the Declaration in connection with the subject application, it is apparent that Ms. Lee is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

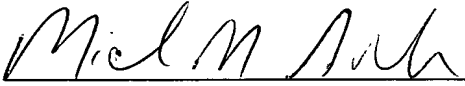
The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By _____

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 5
WASHINGTON, D.C. 20007-514
202.672.5300 TEL
202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Ernestine A. Lee
226 Arlington Avenue
Kensington, CA 94707

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Ms. Lee:

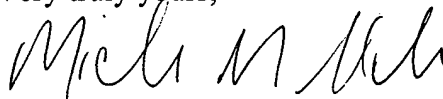
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

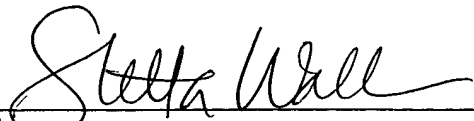
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On October 4, 2006, at 7:53 p.m., I declare that I attempted to contact Ms. Ernestine Lee by telephone. When I called Ms. Lee's telephone number it was not answered, and there was no answering machine to leave a message.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/5/2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Craig Ison

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Craig Ison as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Craig Ison to join in the subject application, as well as her last known address.

10/11/2006 MKAYPAGH 00000114 10554917

08 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
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MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Craig Ison is: 1242 Weathersfield Way, San Jose, California 95118.
3. The following attempts were made to contact Mr. Ison to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Craig Ison from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Ison's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was delivered) are attached. See Attached at Tab A.

b. Attached is an internet search confirming the address and telephone number of Craig Ison. See Tab B.

c. On October 4, 2006, at 8:13 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Ison at the telephone number on record and left a message. See attached Affidavit of Stella Walker at Tab C.

4. In view of the attempts made to contact Mr. Ison to execute the Declaration in connection with the subject application, it is apparent that Mr. Ison is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

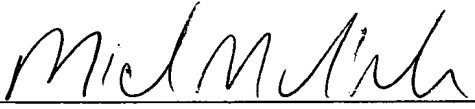
The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

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If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

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202.672.5300 TEL
202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Craig H. Ison
1242 Weathersfield Way
San Jose, CA 95118

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Ison:

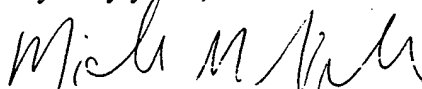
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

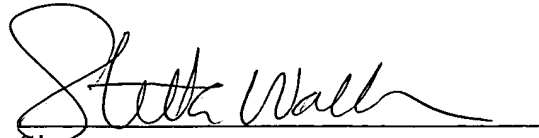
AFFIDAVIT OF STELLA WALKER

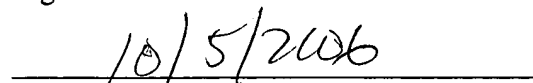
I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On October 4, 2006, at 8:14 p.m., I declare that I called Mr. Craig Ison by telephone and left a voice mail message in reference to the Declaration not being returned.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Signature


Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Ameena Gandhi

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Ameena Gandhi as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ameena Gandhi to join in the subject application, as well as her last known address.

10/11/2006 EXAMINER 00000114 10054917

09 FC:1464

130.00 00

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
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MARIAH R. BAUGHN
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AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Ameena Gandhi: 705 5th Avenue, San Francisco, California 94118.
3. The following attempts were made to contact Ms. Gandhi to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ameena Gandhi from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Ms. Gandhi's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was delivered) are attached. See Attached at Tab A.

b. Attached is an internet search showing that the last address that we have on record for Ms. Gandhi is incorrect, as well as the last telephone number. See Tab B.

c. On October 3, 2006, at 2:37 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Ms. Gandhi at the telephone number on record. The telephone was not answered and there is no answering machine to leave a message. See attached Affidavit of Stella Walker at Tab C.

4. In view of the attempts made to contact Ms. Gandhi to execute the Declaration in connection with the subject application, it is apparent that Ms. Gandhi is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

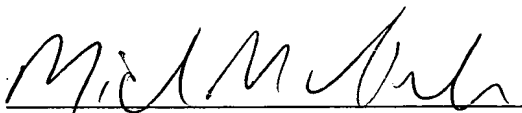
The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By 

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 5
WASHINGTON, D.C. 20007-514
202.672.5300 TEL
202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Ameena R. Gandhi
705 5th Avenue
San Francisco, CA 94118

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Ms. Gandhi:

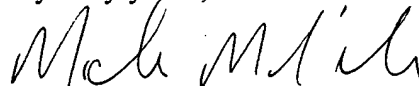
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
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Tracking number 858563189562
Signed for by Signature release on file
Ship date Aug 9, 2006
Delivery date Aug 10, 2006 9:30 AM
Status Delivered

Reference 39386-2277
Delivered to Residence
Service type Priority Pak
Weight 2.0 lbs.

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Date/Time	Activity	Location	Details
Aug 10, 2006	9:30 AM Delivered		Package delivered to recipient address - release authorized
	7:28 AM On FedEx vehicle for delivery	SOUTH SAN FRANCISCO, CA	
	7:12 AM At local FedEx facility	SOUTH SAN FRANCISCO, CA	
	4:07 AM At dest sort facility	SAN FRANCISCO, CA	
	3:10 AM Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006	11:34 PM Arrived at FedEx location	MEMPHIS, TN	
	9:13 PM Left origin	WASHINGTON, DC	
	5:52 PM Picked up	WASHINGTON, DC	

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<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
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Pacific Daylight Time

Phone Details

Line Type: Land Line

Provider: Pacific Bell

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

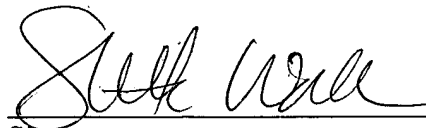
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On October 3, 2006, at 2:37 p.m., I declare that I attempted to contact Ms. Ameena Gandhi by telephone. When I called Ms. Gandhi's telephone number it was not answered, and there was no answering machine to leave a message.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/3/2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Rajagopal Gururajan

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Rajagopal Gururajan as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Rajagopal Gururajan to join in the subject application, as well as his last known address.

10/11/2006 MKAYPAGH 00000114 10554917

10 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Rajagopal Gururajan is: 5591 Dent Avenue, San Jose, California 95118.
3. The following attempts were made to contact Mr. Gururajan to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Rajagopal Gururajan from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Gururajan's return of the documents. Copies of the August 7, 2006, letter, Federal Express label showing shipment of the package, and Federal Express

tracking information (showing the package was delivered) are attached. See Attached at Tab A.

b. Attached is an internet search confirming the address and telephone number of Rajagopal Gururajan. See Tab B.

c. On October 3, 2006, at 2:05 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Gururajan at the telephone number on record and left a message. See attached Affidavit of Stella Walker at Tab C.

4. In view of the attempts made to contact Mr. Gururajan to execute the Declaration in connection with the subject application, it is apparent that Mr. Gururajan is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

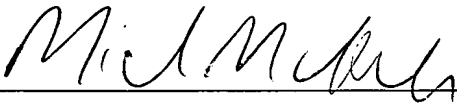
The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By _____

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

WASHINGTON HARBOUR
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202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Rajagopal Gururajan
5591 Dent Avenue
San Jose, CA 95118

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Gururajan:

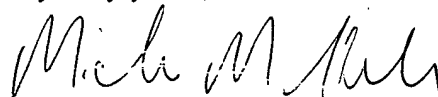
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

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☐ **FedEx Standard Overnight**
Next business afternoon. Saturday Delivery NOT available.

☐ **FedEx First Overnight**
Earliest next business morning delivery to select locations. Saturday Delivery NOT available.

☐ **FedEx 2Day**
Second business day^{*}. Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

☐ **FedEx Express Saver**
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☐ **To most locations.**

* Minimum charge: One pound rate. Maximum weight: 70 pounds.

4b Express Freight Service

Express Day Freight* ☐ **Express 2Day Freight** ☐ **Express 3Day Freight** ☐

*Next business day **Friday
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Third business day **Friday
 shipments will be delivered on Monday unless SATURDAY Delivery is selected.

Standard business day
 shipments will be delivered on Monday unless SATURDAY Delivery is selected.

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FedEx® Overnight™ ☐ **FedEx® 2Day Freight** ☐ **FedEx® 3Day Freight** ☐

Next business day
 shipments will be delivered on Monday unless SATURDAY Delivery is selected.

Third business day
 shipments will be delivered on Monday unless SATURDAY Delivery is selected.

Standard business day
 shipments will be delivered on Monday unless SATURDAY Delivery is selected.

to meet location

5 Packaging ☒ FedEx Envelope* ☐ FedEx Box ☐ FedEx Pak* ☐ FedEx Tube ☐ Other ☐

6 Special Handling

☐ **SATURDAY Delivery**
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 are not available for Saturday
 delivery. Select a different service.

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 Priority. Select a different service.

☐ **HOLD Weekday**
 NOT Available for
 FedEx First Overnight,
 FedEx Express and
 FedEx International Priority.

☐ **Include FedEx address in Section 3.**

☐ **Does this shipment contain dangerous goods?**

One box must be checked. _____

<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> Dry Ice	_____ x _____ lb
		Dry Ice, & UN 1845	
		<input type="checkbox"/> Shipper's Declaration	
		As per attached	
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		As required.	
		<input type="checkbox"/> Carcass Aircraft Only	

7 Payment Bill to: ☒ **Sender** ☐ **Recipient** ☐ **Third Party** ☐ **Credit Card:** ☐ **Casey/Check**

Sender's name and address must be on the bill. If bill is sent to a third party, a bill must be sent to the sender as well. If bill is sent to a credit card, the card number must be on the bill.

DangEROUS goods (including dry ice) cannot be shipped in FedEx packaging.

Pedicle Acct. No.	Total Packages	Total Weight	Total Declared Value*	Exp. Date
Credit Card No.				

\$.00

*Your liability is limited to \$100 unless you declare a higher value. By using this AirMail you agree to the service conditions on the back of this AirMail and in the current FedEx Service Guide, including terms that limit our liability.

8 NEW Residential Delivery Signature Options

<input type="checkbox"/>	No Signature Required Package may be left without obtaining a signature.
<input type="checkbox"/>	Direct Signature Anyone at recipient's address may sign for delivery. <i>Fee applies.</i>
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Tracking number	858563189540	Reference	39386-2277
Signed for by	Signature release on file	Delivered to	Residence
Ship date	Aug 9, 2006	Service type	Priority Pak
Delivery date	Aug 10, 2006 9:51 AM	Weight	2.0 lbs.
Status	Delivered		

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Tracking a FedEx Sr
Shipment?
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Date/Time	Activity	Location	Details
Aug 10, 2006	9:51 AM Delivered		Left at front door. Package delivered to recipient address - release authorized
	8:11 AM On FedEx vehicle for delivery	SANTA CLARA, CA	
	7:49 AM At dest sort facility	SAN JOSE, CA	
	7:41 AM At local FedEx facility	SANTA CLARA, CA	
	6:49 AM At dest sort facility	SAN JOSE, CA	
	4:24 AM Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006	11:34 PM Arrived at FedEx location	MEMPHIS, TN	
	9:13 PM Left origin	WASHINGTON, DC	
	5:52 PM Picked up	WASHINGTON, DC	

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<input type="text"/>	English <input type="button" value="v"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English <input type="button" value="v"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Pacific Daylight Time

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Provider: Pacific Bell

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

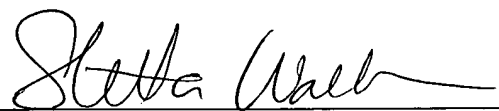
AFFIDAVIT OF STELLA WALKER

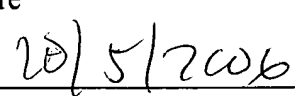
I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On October 3, 2006, at 2:05 p.m., I declare that I called Mr. Rajagopal Gururajann by telephone and left a voice mail message in reference to the Declaration not being returned.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature


Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Michael B. Thornton

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Michael B. Thornton as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Michael B. Thornton to join in the subject application, as well as his last known address.

10/11/2006 MKAYPAGH 00000114 10554917

11 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Micheal B. Thornton is: 7915 Sunkist Drive, Oakland, California 94605.

3. The following attempts were made to contact Michael B. Thornton to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Michael B. Thornton from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Thornton's return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on August 10, 2006) are attached. See Tab A.

b. Also attached are internet searches for Mr. Thornton's address and telephone number. The internet search showed that the last known address that we have for Mr. Thornton, belongs to a Mr. Matthew Aberbach. When searching for Mr. Thornton's address throughout California, there were no results found for Micheal B. Thornton. See Tab B.

c. On September 27, 2006, at 3:32 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Thornton's three telephone numbers that we have on file. All three telephone numbers were disconnected. See attached Affidavit of Stella Walker at Tab C.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Michael B. Thornton.

4. In view of the attempts made to contact Michael B. Thornton to execute the Declaration in connection with the subject application, it is apparent that Mr. Thornton is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further,

that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date

Oct 5, 2006

By

Michele M. Simkin

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
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202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Michael B. Thornton
7915 Sunkist Drive
Oakland, CA. 94605

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Thornton:

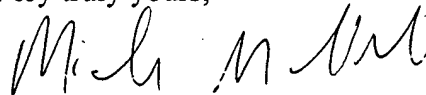
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
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Tracking number 858563189529
Signed for by Signature release on file
Ship date Aug 9, 2006
Delivery date Aug 10, 2006 9:43 AM
Status Delivered

Reference 39386-2277
Delivered to Residence
Service type Priority Pak
Weight 2.0 lbs.

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	7:55 AM On FedEx vehicle for delivery	OAKLAND, CA	
	7:05 AM At local FedEx facility	OAKLAND, CA	
	6:35 AM Departed FedEx location	OAKLAND, CA	
	5:19 AM Arrived at FedEx location	OAKLAND, CA	
	3:42 AM Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006	11:34 PM Arrived at FedEx location	MEMPHIS, TN	
	9:13 PM Left origin	WASHINGTON, DC	
	5:52 PM Picked up	WASHINGTON, DC	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

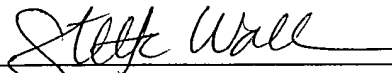
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 27, 2006, at 3:32 p.m., I declare that I attempted to contact Mr. Thornton by telephone, and the three (3) telephone numbers that we have for Mr. Thornton were all disconnected.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/5/2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Daniel B. Nguyen

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Danniell B. Nguyen as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Danniell B. Nguyen to join in the subject application, as well as his last known address.

10/11/2008 KINASES AND PHOSPHATASES 10554917

12 FC:1454

136.00 03

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
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DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Danniell B. Nguyen is: 4922 Arnica Court, San Jose, California 95111.
3. The following attempts were made to contact Danniell B. Nguyen to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Danniell B. Nguyen from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Nguyen's return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on August 10, 2006) are attached. See Tab A.

b. An internet search is attached to show the address and telephone number for Mr. Nguyen is correct. See Tab B.

c. On September 27, 2006, at 3:27 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Nguyen at the number on record and left a message to call in reference to signing and returning the declaration. On October 3, 2006, at 1:25 p.m., Stella Walker called Mr. Nguyen at the number on record and left a second message to call in reference to signing and return the Declaration. See Tab C.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Danniell B. Nguyen, as well as any returned telephone calls.

4. In view of the attempts made to contact Mr. Nguyen to execute the Declaration in connection with the subject application, it is apparent that Mr. Nguyen is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.


The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date 10/5/06

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
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WASHINGTON, D.C. 20007-514
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202.672.5399 FAX
www.foley.com

WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Danniel B. Nguyen
4922 Arnica Court
San Jose, CA 95111

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Nguyen:

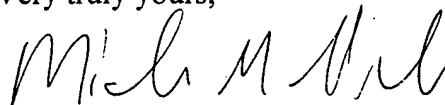
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
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Tracking number 858563189507
Signed for by Signature release on file
Ship date Aug 9, 2006
Delivery date Aug 10, 2006 10:25 AM
Status Delivered

Reference
Delivered to
Service type
Weight

39386-2277
Residence
Priority Pak
2.0 lbs.

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	8:07 AM At dest sort facility	SAN JOSE, CA	
	8:00 AM On FedEx vehicle for delivery	SAN JOSE, CA	
	7:50 AM At dest sort facility	SAN JOSE, CA	
	7:33 AM At local FedEx facility	SAN JOSE, CA	
	6:49 AM At dest sort facility	SAN JOSE, CA	
	4:24 AM Departed FedEx location	MEMPHIS, TN	
Aug 9, 2006	11:34 PM Arrived at FedEx location	MEMPHIS, TN	
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	5:52 PM Picked up	WASHINGTON, DC	

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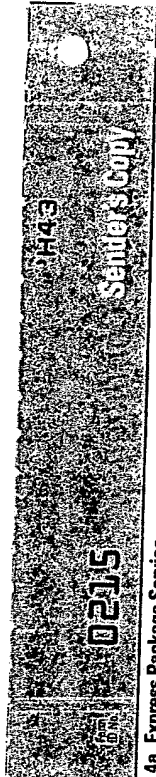
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Pacific Daylight Time

Phone Details

Line Type: Land Line

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

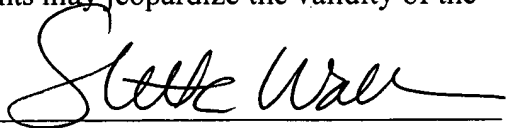
AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 27, 2006, at 3:27 p.m., I declare that I telephoned Mr. Danniell B. Nguyen at the telephone number on record and left a message regarding the unsigned Declaration. October 3, 2006, at 1:25 p.m., I declare that I again called Mr. Danniell B. Nguyen at the telephone number on record and left a message regarding the unsigned Declaration. No telephone calls have been returned and the signed Declaration has not been received.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/5/06

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Soo Yeun Lee

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Soo Yeun Lee as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Soo Yeun Lee to join in the subject application, as well as his last known address.

10/11/2005 MKAYPAGH 00000114 10554917

12 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Soo Yeun Lee is: 100 N. Whisman Road, #513, Mountain View, CA 94043.
3. The following attempts were made to contact Soo Yeun Lee to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Soo Yeun Lee from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Soo Yeun Lee's return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on August 10, 2006) are attached. See Tab A.

b. Internet searches have been done to locate an address and current telephone number for Soo Yeun Lee. See Tab B.

c. On September 27, 2006, at 3:11 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Soo Yeun Lee at the number on record and no one answered the telephone. There was no answering machine to leave a message. See Affidavit of Stella Walker at Tab C.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Soo Yeun Lee.

4. In view of the attempts made to contact Soo Yeun Lee to execute the Declaration in connection with the subject application, it is apparent that Soo Yeun Lee is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

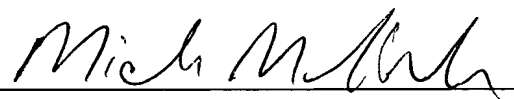
The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

By 

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

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www.foley.com

WRITER'S DIRECT LINE
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msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Soo Yeun Lee
100 N. Whisman Road, #513
Mountain View, California 94043

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Lee:

We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

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Total Packages 1 Total Weight 1.00 Total Declared Value* 51.9

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Ship date	Aug 9, 2006	Service type	Priority Pak
Delivery date	Aug 10, 2006 9:45 AM	Weight	2.0 lbs.
Status	Delivered		

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	7:47 AM At dest sort facility	SAN JOSE, CA	
	7:32 AM At local FedEx facility	SUNNYVALE, CA	
	6:49 AM At dest sort facility	SAN JOSE, CA	
	4:24 AM Departed FedEx location	MEMPHIS, TN	
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- [100 N Whisman Road 513, Mountain View, CA](#)

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State or Province

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

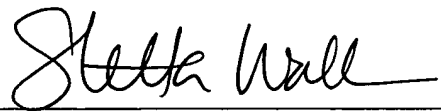
AFFIDAVIT OF STELLA WALKER

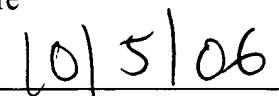
I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 27, 2006, at 3:11 p.m., I declare that I telephoned Mr. Soo Yeun Lee at the telephone number on record. There was no answer and no voice mail to leave a message.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature


Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Anita Swarnakar

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Anita Swarnakar as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Swarnakar to join in the subject application, as well as her last known address.

10/11/2006 MKAYPAGH 00000114 10554917

14 FC:1464

130.00 0P

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
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MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Anita Swarnakar is: 30 Portola Drive, San Francisco, California 94131.
3. The following attempts were made to contact Ms. Swarnakar to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Swarnakar from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Ms. Swarnakar's return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on August 10, 2006) are attached. See Tab A.

b. Attached are internet searches that confirm the correct address of Ms. Swarnaker. See Tab B.

c. On September 27, 2006, at 1: 32 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Ms. Swarnakar at the number on record for her address and no one answered the telephone. There was no answering machine to leave a message. See Affidavit at Tab C.

d. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Swarnakar.

4. In view of the attempts made to contact Ms. Swarnakar to execute the Declaration in connection with the subject application, it is apparent that Ms. Swarnakar is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

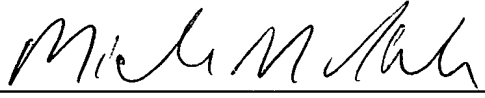
The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717



FOLEY & LARDNER LLP

August 7, 2006

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

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WASHINGTON, D.C. 20007-514
202.672.5300 TEL
202.672.5399 FAX
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WRITER'S DIRECT LINE
202.672.5538
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Anita Swarnakar
30 Portola Drive
San Francisco, California 94131

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Ms. Swarnakar:

We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,

Michele M. Simkin

MMSC/smw
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2 **Your Internal Billing Reference** 39386-212277

3 **To**
Recipient's Name Anita Swarnaker **Phone** 415 1641-6189

Company

Recipient's Address 30 Portola Drive

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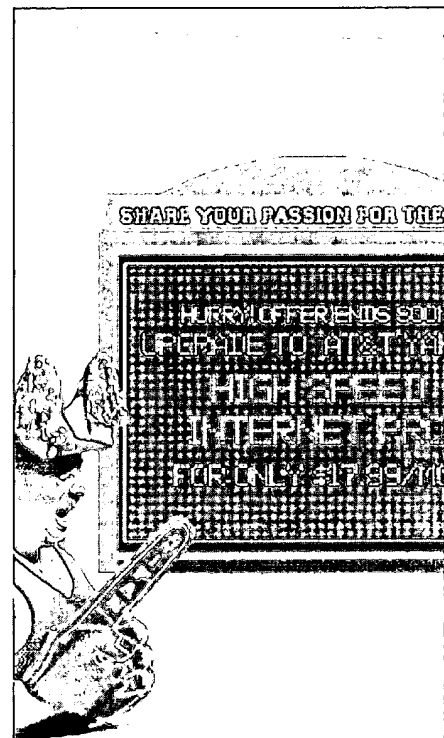
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780


AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 27, 2006, at 1:32 p.m, I declare that I telephoned Ms. Anita Swarnaker at the telephone number on record. There was no answer and no voice mail to leave a message.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature
10/5/06

Date

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Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780

PETITION UNDER 37 C.F.R. § 1.47(a) – Joseph P. Marquis

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Joseph P. Marquis as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses to join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Joseph P. Marquis to join in the subject application, as well as his last known address.

10/11/2006 MKAYPAGH 00000114 10354917

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130.00 CP

1. The named inventors of the above-identified application are as follows:

VICKI S. ELLIOTT
REENA KHARE
THOMAS W. RICHARDSON
JOSEPH P. MARQUIS
ANITA SWARNAKAR
APRIL J. A. HAFALIA
SHANYA D. BECHA
NARINDER K. CHAWLA-WALIA
MARIAH R. BAUGHN
SOO YEUN LEE
UYEN K. TRAN
HENRY YUE
DANNIEL B. NGUYEN
MICHAEL B. THORNTON
RAJAGOPAL GURURAJAN
AMEENA R. GANDHI
YAN LU
MONIQUE G. YAO
JOANA X. LI
WEN LUO
ERNESTINE A. LEE
IAN J. FORSYTHE
CRAIG H. ISON
AMY D. WILSON
PEI JIN

2. The last known address of Joseph P. Marquis is: 4138 Stonegate Drive, Williamsville, New York 14221.
3. The following attempts were made to contact Mr. Marquis to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

- a. On August 9, 2006, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Joseph P. Marquis from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by August 18, 2006. Also included was a prepared return Federal Express label to ease Mr. Marquis' return of the documents. Copies of the August 7, 2006, letter, Federal Express label, and Federal Express tracking information (showing the package was returned) are attached. See Tab A.

b. An internet search was performed on the telephone number and last known address of Mr. Marquis. See Tab B.

c. On September 27, 2006, at 1:18 p.m., Stella Walker, a legal assistant employed by Foley and Lardner LLP, called Mr. Marquis at the number on record and left a telephone message in reference to signing and returning the Declaration. See attached Affidavit of Stella Walker at Tab C.

d. As of the date of this petition, no signed documents or returned telephone call has been received from Mr. Marquis.

4. In view of the attempts made to contact Mr. Marquis to execute the Declaration in connection with the subject application, it is apparent that Mr. Marquis is refusing to sign the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventors of this application.

The fee for this Petition is \$130.00. A credit card payment for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date: October 5, 2006

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717

August 7, 2006

FOLEY & LARDNER LLP
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CLIENT/MATTER NUMBER
039386-2277

VIA FEDERAL EXPRESS DELIVERY

Joseph P. Marquis
4138 Stonegate Drive
Williamsville, NY 14221

Re: U.S. National Phase of Application No.: PCT/US04/09215
Title: KINASES AND PHOSPHATASES
Application No.: 10/554,917
Inventor(s): Vicki S. Elliott et al.
Our Ref.: 039386-2277
Incyte Ref.: PF-1506 PCT-US

Dear Mr. Marquis:

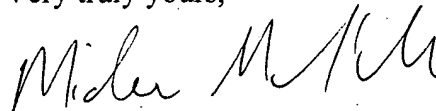
We are the legal representatives for Incyte Corporation. We currently are in the process of completing the requirements for the above-identified patent application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **August 18, 2006**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and *initial* and *date* where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/smw
Enclosures

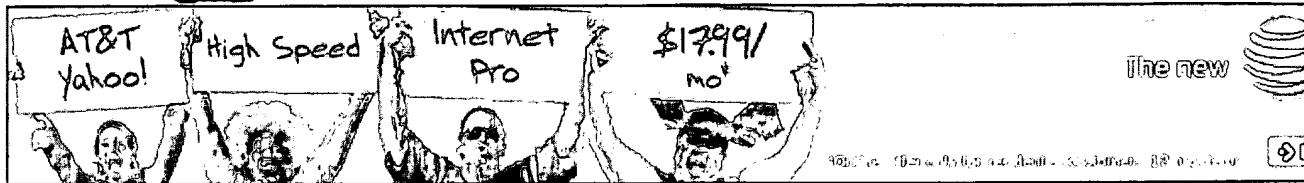
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Williamsville, NY 14221
(716) 633-1273
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Save/Customize Listing in:
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[Map this location](#)
[Area Code Map](#)
[E-mail Listing to Friends](#)
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Local Time: 1:12 p.m.
Eastern Daylight Time

Phone Details
Line Type: Land Line
Provider: Verizon

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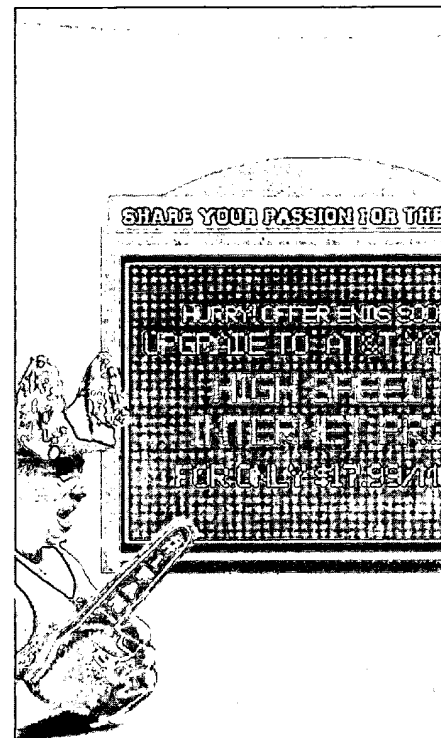
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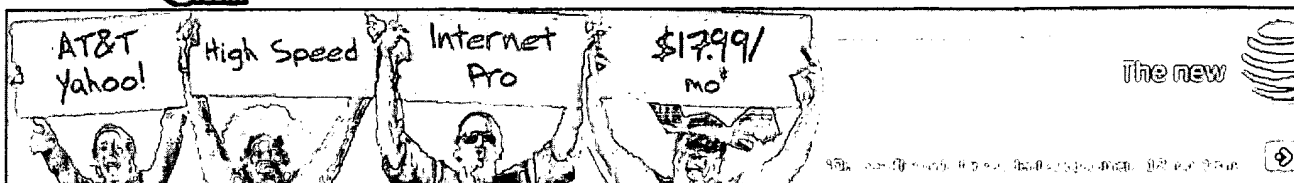
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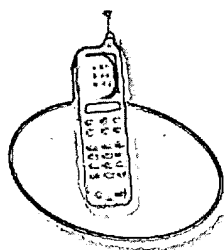
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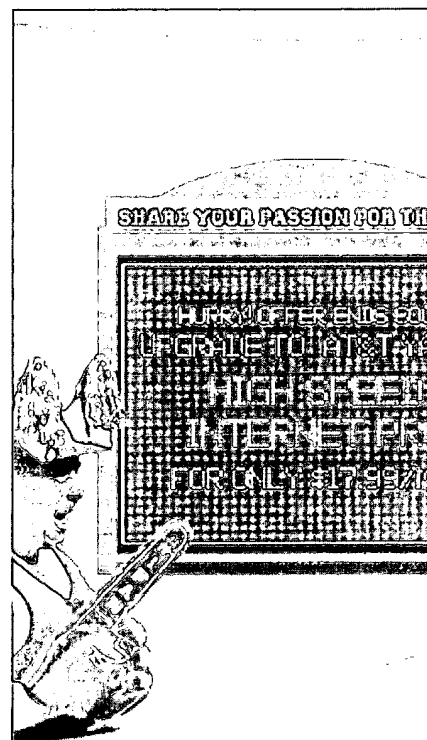
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vicki S. Elliott, et al.
Title: KINASES AND PHOSPHATASES
Appl. No.: 10/554,917
Filing Date: 10/31/2005
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: 9780


AFFIDAVIT OF STELLA WALKER

I, Stella Walker, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 27, 2006, at 1:187 p.m., I declare that I telephoned Mr. Joseph P. Marquis, at the telephone number on record and left a message regarding the unsigned Declaration. As of the date of the attached Petition, no telephone calls have been returned and the signed Declaration has not been received.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Signature

10/6/2006

Date

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